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# FAX Transmission Sheet

November 1, 2005

To:

Examiner Anthony T. Perry

Fax No.

(571) 273-8300

From:

Stephen P. Burr

Fax No.

(315) 233-8320

Re:

In re the Application of:

Yukihisa TAKEUCHI, Tsutomu NANATAKI, Iwao OHWADA and

Nobuyuki KOKUNE

Serial No.: 10/671,763

Art Unit:

2879

Date Filed: September 26, 2003

Conf. No.

9308

Title:

LIGHT EMISSION DEVICE AND FIELD EMISSION DISPLAY HAVING SUCH

LIGHT EMISSION DEVICES

Our Docket No.: 789\_117

You should receive \_\_\_\_ 2 \_\_\_ page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

## **COMMENTS:**

I hereby certify that the following paper(s) is/are being facsimile transmitted to Examiner Anthony T. Perry at (571) 273-8300 at the Patent and Trademark Office on November 1, 2005:

	<u>Paper</u>	# of Pages
1.	Response to Election of Species Requirement	<u> </u>

Total Pages (including cover page)

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PATENT

# Practitioner's Docket No.: 789 117

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Yukihisa TAKEUCHI, Tsutomu NANATAKI, Iwao OHWADA and Nobuyuki KOKUNE

Ser. No.:

10/671,763

Art Unit:

2879

Filed: September 26, 2003

Examiner:

Anthony T. Perry

Conf. No.: 9308

For:

LIGHT EMISSION DEVICE AND FIELD EMISSION DISPLAY HAVING SUCH

LIGHT EMISSION DEVICES

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to Examiner Anthony T. Perry at the Patent and Trademark Office on November 1, 2005 at (571) 273-8300.

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Sir:

In response to the Election of Species Requirement mailed October 5, 2005, applicants provisionally elect Species I. Applicants respectfully submit that at least claims 1, 3-11, 23 and 25-33 read on Species I and that claims 1 and 23 are generic to all species outlined in the Office Action.

Applicants traverse the election requirement since it is believed that the species outlined on page 2 of the Office Action are sufficiently related that all species could be searched and examined without serious burden on the PTO.

Should the Examiner deem that any further action by the Applicants would be desirable in placing this application in even better condition for examination, the Examiner is requested to telephone Applicants' undersigned representative.

Respectfully submitted.

November 1, 2005

Stephen P. Burr

Reg. No. 32,970

SPB:jms

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